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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 RODNEY M. TOOTHACRE,

12 Plaintiff,

13 vs.

14 UNITED STATES OF AMERICA,

15 Defendant.
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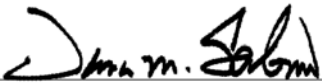
CASE NO. 07CV2289 DMS (WMC)

ORDER RE: ORAL ARGUMENT

17 This matter comes before the Court on Defendant's motion to dismiss Plaintiff's Complaint.
18 Oral argument on this matter is scheduled for May 16, 2008 at 1:30 pm. The parties shall appear at
19 oral argument prepared to discuss whether, in the context of 26 U.S.C. § 7432, the attendant federal
20 regulations create jurisdictional requirements. *See Warren v. United States*, 724 F.2d 776 (9th Cir.
21 1984). No additional briefing will be accepted at this time.

22 **IT IS SO ORDERED.**
23

24 DATED: May 15, 2008

25 
26 HON. DANA M. SABRAW
27 United States District Judge
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